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9 GREYHOUND LINES, INC

10
11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA**

13 EVA AVALOS, Individually,
14 Plaintiff,

15 v.

16 GREYHOUND LINES, INC., a Delaware
17 Corporation; MESA BAKERSVILLE-
18 PHILLIPS aka MESHI BAKERSVILLE-
19 PHILLIPS, an Individual; DOES I-X, and
ROE CORPORATIONS XI-X, Inclusive,
20 Defendants.

Case No. 2:23-cv-02003-GMN-MDC

MOTION TO EXTEND DISCOVERY
DEADLINES
(First Request)

21
22 In compliance with LR IA 6-1 and LR IA 26-3, Defendant GREYHOUND LINES, INC. by
23 and through their counsel of record Diana Cline Ebron of KLINEDINST, PC, moves to extend the
24 discovery period and all related deadlines to allow the parties (1) to fully evaluate Plaintiff's medical
25 records, which include ongoing treatment along with a recent surgery, and (2) to focus resources on
26 participation in a settlement conference while limiting expenses related to expert witnesses and
27 depositions. The current discovery cut-off is August 1, 2024. The current deadline to disclose expert
28 witnesses is May 31, 2024, which is 21 days from the date of this motion. This is the first request

for an extension of discovery deadlines. This request is not made in bad faith or to cause unnecessary delays in the resolution of this matter.

I.

DISCOVERY COMPLETED TO DATE

The parties have engaged in the following formal discovery:

A. NRCP 16.1 Disclosures

<u>Title of Disclosure</u>	<u>Service Date</u>
Defendant Greyhound Lines, Inc. Initial Disclosure of Witnesses and Production of Documents Pursuant to Rule 26	February 1, 2024
Plaintiff's Rule 26 (A)(1) Initial Disclosure	February 1, 2024
Plaintiff's First Supplement to Rule (A)(1) Initial Disclosure	March 15, 2024

B. Written Discovery

<u>Title of Document</u>	<u>Service Date</u>
Defendant Greyhound Lines, Inc.'s First Set of Requests for Production of Documents to Plaintiff Eva Avalos	March 26, 2024

II.

DISCOVERY THAT REMAINS TO BE COMPLETED

The parties have agreed to participate in a settlement conference and wish to focus resources on settling the matter rather than conducting extensive discovery. The parties intend to schedule a settlement conference to take place within the next 60-90 days. In the meantime, the parties will conduct limited discovery to allow them to fully evaluate Plaintiff's ongoing treatment, Plaintiff's recent surgery, Plaintiff's current condition and potential future treatment. The following discovery will need to be completed should the parties be unable to reach a settlement:

1. Plaintiff will likely depose Defendant's corporate representative.
2. Defendant will depose Plaintiff and her treating physicians.
3. The parties will retain and disclose initial expert witnesses and rebuttal expert witnesses.
4. The parties will depose expert witnesses.
5. The parties will serve additional written discovery and/or subpoenas duces tecum.

Defendant anticipates that the parties may need to conduct other forms of discovery not specifically delineated herein on an as-needed basis.

III.

REASONS DISCOVERY WAS NOT COMPLETED WITHIN THE TIME LIMITS AND NEED FOR EXTENSION

A motion to extend any date set by the applicable discovery scheduling order must be supported by a showing of “good cause.” LR 26-3. Defendant submits that good cause supports its requested extension of the discovery deadlines. Plaintiff is still treating with her medical providers and recently underwent surgery. Counsel for the parties have met and conferred and determined that scheduling a settlement conference within the next 60-90 days would create a good opportunity to resolve this case without further litigation. Defendant anticipates needing to conduct a limited amount of additional discovery prior to the settlement conference. An extension of the deadlines should allow the parties the ability to conduct limited discovery while still allowing for the expense of expert reports, depositions and more extensive discovery to be incurred only if the parties are unable to settle. Accordingly, Defendant requests a 167 day extension of the discovery period. This request is the first request made for an extension and is not made in bad faith or to cause unnecessary delays in the resolution of this matter.

IV.

CURRENT DISCOVERY DEADLINES

Last day to amend pleadings or add parties:	Friday, May 3, 2024
Initial Expert disclosures:	Friday May 31, 2024
Rebuttal expert disclosures:	Tuesday, July 2, 2024
Close of discovery:	Thursday, August 1, 2024
Dispositive motions:	Tuesday, September 3, 2024

V.

PROPOSED DISCOVERY DEADLINES

Last day to amend pleadings or add parties:	Closed
Plaintiff’s initial expert disclosures:	Tuesday, October 15, 2024

Rebuttal expert disclosures: Friday, November 15, 2024
Close of discovery: Wednesday, January 15, 2025
Dispositive motions: Friday, February 14, 2025
Pretrial Order: Monday, March 17, 2025

VI.

CONCLUSION

Based on the foregoing, Defendant requests an extension of the discovery deadlines as set forth above.

Dated: May 10, 2024

KLINEDINST PC

/s/ Diana Cline Ebron

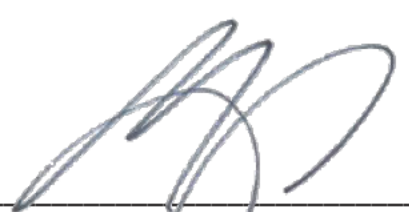
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Attorneys for Defendant,
GREYHOUND LINES, INC.

25074017.1

ORDER

IT IS SO ORDERED.



Hon. Maximiliano D. Couvillier III
United States Magistrate Judge
Date: 6/7/2024

CERTIFICATE OF SERVICE

**Eva Avalos vs. Greyhound Lines, Inc., et al.
USDC District of Nevada Case No. 2:23-CV-02003-GMN-MDC**

STATE OF NEVADA, COUNTY OF CLARK

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Clark, State of Nevada. My business address is 1180 N. Town Center Drive #100, Las Vegas, Nevada 89144.

On May 10, 2024 I served true copies of the following document(s) described as **MOTION TO EXTEND DISCOVERY DEADLINES (First Request)** on the interested parties in this action as follows:

SEE ATTACHED SERVICE LIST

BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused a copy of the document(s) to be sent from e-mail address jfinley@klinedinstlaw.com to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Executed on May 10, 2024, at Henderson, Nevada.

/s/ Jennifer Finley
Jennifer Finley

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SERVICE LIST

Eva Avalos vs. Greyhound Lines, Inc., et al.
USDC District of Nevada Case No. 2:23-CV-02003-GMN-MDC

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